

March 24, 2010

NEW IBERIA, LOUISIANA

IBERIA PARISH COUNCIL

The Parish Council of Iberia Parish, Louisiana met in Regular Session in the Parish Council Chambers, Main Courthouse Building, New Iberia, Louisiana, on Wednesday, March 24, 2010.

The following members were recorded PRESENT:

Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

ABSENT: Barry Verret.

OTHERS IN ATTENDANCE: Ernest Freyou, Parish President
Sally Angers, Chief Administrative Officer
Kevin Hagerich, Public Works Director
Eric Duplantis, Legal Counsel
Kimberly Segura, Finance Director
John Raines, Planning and Zoning Director

The Parish Council of the Parish of Iberia, State of Louisiana, was duly convened as the Governing Authority of the Parish of Iberia by Mr. Jerome Fitch, its Chairman, who announced that the Council was now ready to conduct its business.

PERSONS TO ADDRESS THE COUNCIL:

1. Mr. Michael Manes was scheduled to address the Council regarding the Waste Water Treatment Plant Project for the Acadiana Regional Airport area, but the presentation was made by Mr. Paul Landry, representing the landowners in the Squirrel Run Subdivision and Spanish Lake areas. Mr. Landry expressed concerns regarding environmental safety and other issues related to the location of the run-off from a proposed waste water treatment facility to process sewerage from the Acadiana Regional Airport area. Mr. Landry stated that members of his family and representatives of the landowners have met with the Administration as far back as July of 2009 regarding this matter to express their concerns. Councilman Naray Hulin explained that these concerns should be expressed to DEQ, which has now issued the necessary permits for the location of the plant. Project Engineer David Moore also addressed the Council and stated that environmental studies have been conducted by the Corps of Engineers and they are planning to proceed with the project as designed.
2. Mr. Julius Istre addressed the Council regarding regulations for trash pick up at 504 C. Romero Road. He explained that the debris collection in this instance was furniture items thrown out by residents of his trailer park. He stated that he feels that the Parish should collect this type of debris since the residents of the trailer park also pay taxes. Mr. Kevin Hagerich, Public Works Director, explained that this instance was the demolition of a building where no building permit was obtained; therefore, the owner did not know that he was responsible for the debris generated by the project. Several Council members stated that they feel that the Parish should not pick up debris when the project is done by a contractor, but that the debris should be removed when the project is done by the homeowner. It was directed by Councilman Roger Duncan that the Parish Ordinance for debris collection be scheduled for discussion as a Standing Committee Item at the next meeting in an effort to clarify the ordinance for this purpose.

STANDING COMMITTEE ITEMS:

ITEM #2010-03-0 (Introduced by Parish President)

Discuss and consider a Resolution to authorize execution of a contract with the Providence Engineering and Environmental Group, LLC for the Hazard Mitigation Program Grant (HMPG) Elevation of Homes (File No. 610-02), all as recommended by LCDBG Consultant Richard Minvielle. During the discussion regarding this item, Councilman Roger Duncan requested clarification regarding the policy that will be used to determine which houses qualify for this project. Project Consultant Richard Minvielle explained that the engineering firm will develop the policy based on Federal requirements and the Council will be required to review and adopt the policy prior to its implementation. The Council will be advised of all properties to be included in the project once it has been authorized to begin.

A motion was made by Mr. Roger Duncan, seconded by Mr. Lloyd Brown, that this item be moved forward to the next agenda of April 7,

2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-P (Introduced by Troy Comeaux, District 5)

Discuss and consider an Ordinance to amend Chapter 2 of the Iberia Parish Compiled Ordinances to delete regulations pertaining to the use of the Parish vehicle as provided by Ordinance No. 2009-09-4142. Councilman Troy Comeaux stated that it is the recommendation of the District Attorney's Office that this policy change is not necessary and should be deleted from the agenda.

A motion was made by Mr. Troy Comeaux, seconded by Mr. Naray Hulin, that this item be deleted from the agenda at the recommendation of the District Attorney's Office.

This motion to delete from the agenda having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-Q (Introduced by Glenn Romero, District 9)

Discuss and consider an Ordinance to amend Chapter 2 of the Iberia Parish Compiled Ordinances to amend the Travel Policy as recommended by the Travel Policy Ad-Hoc Committee. Mr. Hulin explained the revisions being proposed by the Committee.

A motion was made by Mr. Naray Hulin, seconded by Mr. Glenn Romero, that this item be moved forward to the next agenda of April 7, 2010.

14729

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-R (Introduced by Curtis Boudoin, District 2)
Discuss and consider a Resolution requesting a report from Administration on the costs for all individual roads completed in Road Project #2009-01 for all phases of said project and cost estimates for roads to be done in Road Project #2010-01, and a listing of street lights that the Parish pays for throughout the Parish. Mr. Boudoin requested that the information for Road Project #2010-01 be deleted from this request as the road list is not yet completed. Mr. Boudoin stated that he has requested this information on two specific roads from the Administration and he has not yet received the information being requested, so a Resolution requesting said information was suggested by Assistant District Attorney Eric Duplantis. Mr. Boudoin' request will then include a report on actual costs by individual roads for Road Project #2009-01 and a list of all street lights paid for by Parish government.

Therefore, the wording for this Standing Committee Item has been revised as follows: Discuss and consider a Resolution requesting a report from Administration on the costs for all individual roads completed in Road Project #2009-01 for all phases of said project and a listing of street lights that the Parish pays for throughout the Parish.

A motion was made by Mr. Curtis Boudoin, seconded by Mr. Roger Duncan, that this item be moved forward to the next agenda of April 7, 2010 as amended to remove a request for information regarding the 2010 Road Project.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-S (Introduced by Bernard Broussard, District 6)
Discuss and consider a Resolution requesting the Vermilion Parish Police Jury to construct a building for use as a food store in the Town of Delcambre and further requesting Parish Implemented Recovery Program (PIRP) to release \$3,000,0000 to fund the construction of said building. Mr. Broussard corrected the wording of this item to state that the Resolution would be requesting a Resolution of support from the Vermilion Parish Police Jury regarding the food store project for the Town of Delcambre, which Iberia Parish has applied for the use of PIRP funds in the amount of \$3,000,000. Mr. Broussard further stated that the State has not yet given approval to this project for the use of PIRP funds, so he requested that the Administration also look into any other possible funding source from the Federal or State governments for this much needed project which will regenerate the economy of the Town of Delcambre and will have a positive impact on the economies of both Iberia and Vermilion Parishes.

Therefore, the wording for this Standing Committee Item has been revised as follows: Discuss and consider a Resolution requesting the Vermilion Parish Police Jury to consider a Resolution of support for Iberia Parish's application for Federal grant funding to construct a building for use as a food store in the Town of Delcambre on the Iberia Parish side, with Parish Implemented Recovery Program (PIRP) in the amount of \$3,000,0000, or any other available funding source, to fund the construction of said building.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. M. Larry Richard, that this item, as amended, be moved forward to the next agenda of April 7, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-T (Introduced by Maggie F. Daniels, District 1)
Discuss and consider a Resolution to Burlington Northern Santa Fe Railroad requesting repairs to the approaches at Washington Streets with its intersections with Hopkins Street and with LaSalle Street. Ms. Daniels also requested that this item be amended to also include a request for repairs to the crossing at Landry Drive. The

14731

Council agreed by general consensus that the item would be amended.

Therefore, the wording for this Standing Committee Item has been revised as follows: Discuss and consider a Resolution to Burlington Northern Santa Fe Railroad requesting repairs to the approaches at Washington Streets with its intersections with Hopkins Street, with LaSalle Street and with Landry Drive.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Lloyd Brown, that this item, as amended, be moved forward to the next agenda of April 7, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-U (Introduced by Roger Duncan, District 10)

Discuss and consider an Ordinance amending the Iberia Parish Compiled Ordinances to authorize the acceptance by the Parish of temporary rights-of-way for drainage channels for maintenance purposes. Councilman Roger Duncan stated that he has been advised by Assistant District Attorney Eric Duplantis that temporary drainage easements are possible for certain channels so that the Parish can perform necessary maintenance if the drainage is affecting more than one property. Councilman Duncan also advised the Council that the Parish President has a written legal opinion by Assistant District Attorney Wayne Landry that states that temporary rights-of-way are not legal and should not be considered for maintenance of channels. Mr. Duplantis then explained the differences in the legal opinions, stating that he is familiar with the LaBelle Colline Subdivision and the drainage easement being discussed. He stated that he knows that this channel is part of the watershed system as the channel provides drainage, not only for the subdivision, but for adjacent properties and leads to the Pharr Canal. Mr. Duplantis stated that, in this case, the channel can be declared as a public channel within the authorization of La. R.S. 33:113 and the Parish can utilize up to 100' easement on each side of said channel for maintenance purposes. He explained that each channel would have to be considered on an individual basis to determine if they are part of the original watershed project in order to determine if temporary easements or public declarations under the terms of La. R.S. 33:113 can be authorized.

Therefore, the wording for this Standing Committee Item has been revised as follows: Discuss and consider a Resolution declaring

Channel L-1-C-20-1D as a public channel under La. R.S. 33:113, which would authorize the availability of up to 100' of drainage easement on each side of said channel, all contingent upon review and approval by the District Attorney's Office.

A motion was made by Mr. Roger Duncan, seconded by Mr. Bernard E. Broussard, that this item, as amended, be moved forward to the next agenda of April 7, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-V (Introduced by Parish President)

Discuss and consider a Resolution requesting the Iberia Parish Legislative Delegation to approve the rededication of previously authorized Capital Outlay funding for the Bedminster Project and the Lewis Street Five-Laning (from LA 674 to U.S. 90) Project, which projects have been deemed as unpractical and improbable, to other projects for Iberia Parish Government which are currently funded with Louisiana Capital Outlay Funding. CAO Sally Angers requested that this item be amended to include the funding for the LA 675 Five-Laning Project to be diverted to other projects. Mr. Brown requested that the Administration provide information regarding the total amount of funding being rededicated and regarding the specific project that said funding is being forwarded to. The Council agreed by general consensus to amend the proposed Resolution to include the LA 675 Widening Project.

A motion was made by Mr. Naray Hulin, seconded by Mr. M. Larry Richard, that this item, as amended, be moved forward to the next agenda of April 7, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

14733

And the motion was declared adopted this 24th day of
March, 2010.

ITEM #2010-03-W (Introduced by Parish President)

Discuss and consider a Resolution declaring various items from the Iberia Parish Sewerage District No. 1 as surplus items and further authorizing the disposal of said items.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. M. Larry Richard, that this item be moved forward to the next agenda of April 7, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

ITEM #2010-03-X (Introduced by Parish President)

Discuss and consider a Resolution amending the 2010 Royalty Fund Budget in the amount of \$330,000 to accept grant funding for the Vermilion Bay Shoreline Restoration Project and in the amount of \$100,000 for the Weeks Bay/Commercial Canal Marsh Creation Shoreline Protection Project, all to be funded from grant funding from the U. S. Department of the Interior's Minerals Management Service.

A motion was made by Mr. Roger Duncan, seconded by Mr. Glenn Romero, that this item be moved forward to the next agenda of April 7, 2010.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

14735

A motion was made by Mr. M. Larry Richard, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Ordinances and Resolutions being considered for final adoption.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

Mr. Randy Gonsoulin addressed the Council regarding Resolution Summary No. 86, which is a Resolution considering appropriation of funds for the construction of fencing at the Iberia Parish Jail. He expressed opposition to the proposed Resolution as it increases the amount to be appropriated for said project, stating that the higher double fencing is not necessary as it is designed to keep prisoners inside and there have been no occurrences of escape from the jail facility.

Upon requesting and hearing no further comments from the audience, the Chairman requested a motion to adjourn the Public Hearing and to reconvene into Regular Session.

A motion was made by Mr. M. Larry Richard, seconded by Mr. Bernard E. Broussard, that the Iberia Parish Council does hereby recess its Public Hearing and return to Regular Session.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the motion was declared adopted this 24th day of March, 2010.

A motion was made by Mr. Glenn Romero, seconded by Mr. M. Larry Richard, that the following be adopted:

ORDINANCE NO. 2010-03-4207

AN ORDINANCE OF THE IBERIA PARISH COUNCIL APPROVING A SPECIAL USE/CONDITIONAL USE PERMIT TO ALLOW A COMMUNICATION TOWER ON THE PROPERTY OF RICKY AND RENEE JUDICE, 4413 NORTHSIDE ROAD.

THAT THE IBERIA PARISH COUNCIL DOES HEREBY ORDAIN:

- SECTION 1. Ricky and Renee Judice are requesting a Special Use/Condition Use Permit for the placement of a communication tower on their property at 4413 Northside Road, which is currently zoned Agriculture (A-1), and a communication tower is allowed as a Special Use/Conditional Use Permit, and
- SECTION 2. The property owners and their authorized agent have satisfied all requirements of the Zoning Ordinance, letters of no objection were received from abutting property owners, and the request for a Special Use/Conditional Use Permit was duly, advertised and noticed.
- SECTION 3. The Iberia Parish Zoning Commission conducted the required public hearing and decided after due deliberation and discussion to recommend approval of the Special Use/Conditional Use Permit application for this property.
- SECTION 4. That the Iberia Parish Council does hereby approve the issuance of a Special Use/Conditional Use Permit for the construction of a communication tower on the property of Ricky and Renee Judice, 4413 Northside Road, conditional upon the application and terms of the approval recommended by the Zoning Commission.
- SECTION 5. That the Ordinance shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Charter.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: Thomas J. Landry.

ABSENT: Barry Verret.

14737

And the Ordinance was declared adopted this 24th day of March, 2010.

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Curtis Boudoin, that the following be adopted:

RESOLUTION NO. 2010-85

A RESOLUTION AMENDING THE 2010 GENERAL FUND BUDGET IN THE TOTAL AMOUNT OF \$181,084 TO ACCEPT GRANT FUNDING FOR THE HOMELAND SECURITY SHSHP09 GRANT.

WHEREAS, Iberia Parish Government has been successful in obtaining grant funding for the Homeland Security SHSHP09 Grant.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 General Fund Budget in the total amount of \$181,084 to accept grant funding for the Homeland Security SHSHP09 Grant, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
511000 2911 0000 1033	Personal Services	-0-	+ \$13,000
512000 2911 0000 1033	Personal Services-PT	-0-	+ \$3,766
521000 2911 0000 1033	Group Insurance	-0-	+ \$4,800
522000 2911 0000 1033	Social Security	-0-	+ \$233
522100 2911 0000 1033	Medicare	-0-	+ \$243
523000 2911 0000 1033	Parochial Retirement	-0-	+ \$2,048
526000 2911 0000 1033	Workers Compensation	-0-	+ \$72
558000 2911 0000 1033	Travel and Training	-0-	+ \$3,000
574100 2911 0000 1033	Equipment	-0-	+ \$18,108
574200 2911 0000 1033	Donated Equipment	-0-	+ \$135,814

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of March, 2010.

14739

A motion was made by Mr. Glenn Romero, seconded by Mr. Roger Duncan, that the following be adopted:

RESOLUTION NO. 2010-86

A RESOLUTION AMENDING THE 2010 ROYALTY FUND BUDGET TO INCLUDE ADDITIONAL FUNDING TO THE PROPOSED 2010 ROAD IMPROVEMENTS PROJECT LINE ITEM IN THE AMOUNT OF \$2,144,550, TO INCLUDE FUNDING FOR THE JAIL FENCING PROJECT IN THE AMOUNT OF \$200,000 AND TO AUTHORIZE THE TRANSFER OF THE REMAINING FUNDING OF \$155,850 TO THE COURTHOUSE/ANNEX RENOVATIONS LINE ITEM, ALL TO BE FUNDED FROM THE 2010 ROYALTY FUND BUDGET, PARISH GOVERNMENT BUILDING LINE ITEM.

WHEREAS, Iberia Parish Government is proposing a Road Improvements Project to improve roads throughout the Parish; which is currently budgeted in the 2010 Royalty Fund Budget in the amount of \$4 million; and

WHEREAS, the 2010 Royalty Fund Budget also includes an appropriation of \$2.5 million for the Parish Government Building; and

WHEREAS, the Iberia Parish Jail is in need of the construction of the fencing around the jail facility, which is currently estimated to cost approximately \$200,000 and is still in the design stages; and

WHEREAS, Iberia Parish Government is proposing improvements to bridges and/or roads for Chastant Road and Norris Road, which project can be partially funded by the remaining funds from this revised appropriation; and

WHEREAS, it is the direction of this Council to remove the \$2.5 million appropriation for the Parish Government Building and further to re-appropriate said funds to other projects.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Royalty Fund Budget to transfer funds originally appropriated for the Parish Government Building in the amount of \$2.5 million to revise said appropriations to increase available funding to the proposed 2010 Road Improvements Project Line Item in the amount of \$2,144,550, establish funding for the Jail Fencing Project in the amount of \$200,000 and establish partial funding in the remaining amount of \$155,850 for the Chastant Road Bridge Replacement Project and the Norris Road Extension Project, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
000000 1919 0091 0000	Parish Gov. Bldg.	\$2,500,000	-\$2,500,000
000000 3310 0000 0000	Road Projects	\$4,000,000	+\$2,144,550
515000 3340 0000 0000	Chastant Road Bridge Replacement / Norris Road	-0-	+ \$155,850
533100 2105 0000 9017	Professional Fees	\$10,000	+ \$10,150
575000 2105 0000 9017	Contract Payments	-0-	+ \$200,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2010 Royalty Fund Budget, Parish Government Building Line Item, all per Standing Committee Item #2010-03-I of March 10, 2010.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of March, 2010.

14741

A motion was made by Mr. John Berard, seconded by Mr. M. Larry Richard, that the following be adopted:

RESOLUTION NO. 2010-87

A RESOLUTION AMENDING THE 2010 FIRE PROTECTION DISTRICT NO. 1 FUND BUDGET IN THE AMOUNT OF \$28,065 TO PROVIDE FUNDING FOR A BUILDING FOR THE MECHANIC, FENCING, AND ADVERTISING COSTS ASSOCIATED WITH THE RENEWAL OF THE TAX FOR THE FIRE DISTRICT, ALL TO BE FUNDED FROM THE 2010 FIRE PROTECTION DISTRICT NO. 1 FUND BUDGET, FUND BALANCE-PREVIOUS YEARS.

WHEREAS, the Iberia Parish Fire Protection District No. 1 is proposing to construct a building for their mechanic and a fencing project; and

WHEREAS, the Iberia Parish Fire Protection District No. 1 is preparing advertisements for the renewal of the tax for the Fire District in order to inform the public; and

WHEREAS, it is necessary to amend the budget to provide for said construction of a building, fencing, and advertising costs associated with the renewal of the tax for the Fire District.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Fire Protection District No. 1 Fund Budget in the amount of \$28,065 to provide funding for a building for the mechanic and fencing, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance-Prev Yrs	\$291,304 +	\$28,065
554000 2210 0000 0000	Advertising Dues Subs	\$2,000 +	\$20,695
543100 2280 0012 0000	Repair & Mtce-Bldgs	\$6,600 +	\$3,575
572000 2210 0000 0000	Buildings	\$2,500 +	\$3,795

BE IT FURTHER RESOLVED, that this funding shall be funded from the 2010 Fire Protection District No. 1 Fund Budget, Fund Balance-Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of

March, 2010.

14743

A motion was made by Mr. Lloyd Brown, seconded by Mr. M. Larry Richard, that the following be adopted:

RESOLUTION NO. 2010-88

A RESOLUTION DECLARING VARIOUS COMPUTER EQUIPMENT AS SURPLUS AND FURTHER AUTHORIZING THE DISPOSAL OF SAID PROPERTY IN ACCORDANCE WITH LAW.

WHEREAS, Iberia Parish Government has authorized the disposal of surplus property which is no longer repairable.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby declare the following office machines as surplus property as follows:

Inventory	Item	Reason for Disposal
PJ6483	Laser Printer, Serial #CNBM128246	Can not be repaired
PJ5792	Dell Computer	Can not be repaired

BE IT FURTHER RESOLVED, that the Iberia Parish Government is hereby authorized to dispose of said surplus property in accordance with State and local laws.

BE IT FURTHER RESOLVED, that the Parish President is hereby authorized to execute any agreements necessary for the disposal of said property.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of March, 2010.

A motion was made by Mr. Roger Duncan, seconded by Mr. Charles Williams, that the following be adopted:

RESOLUTION NO. 2010-89

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING SERVICES WITH BERARD, HABETZ, AND ASSOCIATES, INC., RELATED TO THE \$4,084,945.00 HAZARD MITIGATION GRANT.

WHEREAS, Iberia Parish Government advertised a notice for Requests for Qualification Statements for Engineering Services for the \$4,084,945 Hazard Mitigation Grant Program on February 8, 2010, and

WHEREAS, as a result of the public advertising, one firm responded to the Parish's Request for Qualification Statements to provide an Engineering Services package, and

WHEREAS, the proposal from the firm of Berard, Habetz and Associates (BH&A) was reviewed and rated and based on the evaluation it is the recommendation of the Administration that the Council approve BH&A based on the Parish's standard method of awarding such professional contracts and authorize the Parish President to negotiate and enter into a contract for the engineering services needed for the Parish's Hazard Mitigation Grant Program.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the Parish President to execute a Professional Services Agreement for Engineering Services with Berard, Habetz, and Associates, Inc., related to the \$4,084,945 Hazard Mitigation Grant Program.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of March, 2010.

14745

A motion was made by Mr. Naray Hulin, seconded by Mr. Thomas J. Landry, that the Iberia Parish Council does hereby approve Resolution Summary No. 90, which is a Resolution approving 2.5% merit increases for the Administration's Directors as follows: from \$70,466 to \$72,228 for the Chief Administrative Officer, from \$73,544 to \$75,383 for the Public Works Director; from \$56,837 to \$58,258 for the Human Resources Director, and from \$62,317 to \$63,875 for the Finance Director, all to be funded from the 2010 General Fund Budget, Personal Services line item.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Thomas J. Landry, Troy Comeaux, Bernard E. Broussard, Glenn Romero, Jerome Fitch, M. Larry Richard, and Naray Hulin.

NAYS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown, John Berard, Roger Duncan and Charles Williams.

ABSENT: Barry Verret.

And the Resolution **FAILED** to be adopted this 24th day of March, 2010.

A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Thomas J. Landry, that the following be adopted:

RESOLUTION NO. 2010-91

A RESOLUTION AMENDING THE 2010 SOLID WASTE SALES TAX FUND IN THE AMOUNT OF \$10,000 FOR ENGINEERING FEES FOR DEVELOPMENT OF THE REQUEST FOR PROPOSALS FOR SOLID WASTE COLLECTION AND DISPOSAL AND CURBSIDE RECYCLING CONTRACTS, ALL TO BE FUNDED FROM THE 2010 SOLID WASTE SALES TAX FUND BUDGET, FUND BALANCE - PREVIOUS YEARS.

WHEREAS, Iberia Parish Government is currently contracted with Waste Management for Solid Waste Collection and Disposal and Curbside Recycling services; and

WHEREAS, said contract will be expiring in 2011 and services will need to be secured for said collection and disposal and recycling, including possible options for debris collection, other options for curbside recycling, etc.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2010 Solid Waste Sales Tax Fund in the amount of \$10,000 for engineering fees for development of the Request for Proposals for Solid Waste Collection and Disposal and Curbside Recycling Contracts, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Balance-Prev Yrs	\$576,263 +	\$10,000
533100 3440 0001 0000	Engineering Fees	-0- +	\$10,000

BE IT FURTHER RESOLVED, that said funding shall be funded from the 2010 Solid Waste Sales Tax Fund Budget, Fund Balance - Previous Years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

A substitute motion was made by Mr. Lloyd Brown, seconded by Mr. John Berard, that the Iberia Parish Council does hereby table action regarding Resolution Summary No. 91 and further direct that said item be placed as a Standing Committee Item for further discussion at the next regular meeting to be held on April 7, 2010.

This substitute motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown and John Berard.

NAYS: Thomas J. Landry, Troy Comeaux, Bernard E. Broussard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

ABSENT: Barry Verret.

14747

And the substitute motion **FAILED** to be adopted this 24th day of March, 2010.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Thomas J. Landry, Troy Comeaux, Bernard E. Broussard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin.

NAYS: Maggie F. Daniels, Curtis Boudoin, Lloyd Brown and John Berard.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of March, 2010.

A motion was made by Mr. Curtis Boudoin, unanimously seconded by Ms. Maggie F. Daniels and Messrs. Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, Barry Verret, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard and Naray Hulin, that the following be adopted:

RESOLUTION NO. 2010-92

A RESOLUTION OF CONDOLENCES TO THE FAMILY OF MRS. RITA BONIN LANDRY, MOTHER OF ASSISTANT DISTRICT ATTORNEY WAYNE LANDRY, WHO PASSED AWAY ON MARCH 6, 2010.

WHEREAS, it is with profound sorrow that the Iberia Parish Council does hereby acknowledge the recent passing of Mrs. Rita Bonin Landry, mother of Assistant District Attorney Wayne Landry, who passed away on March 6, 2010; and

WHEREAS, Mrs. Landry was a daughter, sister, wife, mother, grandmother, and great grandmother to her family; and

WHEREAS, Mrs. Landry will be deeply missed by her family, her friends, and the community.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby express its sincere sympathies and condolences to the family of Mrs. Rita Bonin Landry, mother of Assistant District Attorney Wayne Landry, who passed away on March 6, 2010.

BE IT FURTHER RESOLVED, that this Resolution shall be forwarded to the family of Mrs. Rita Bonin Landry.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Curtis Boudoin, Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, John Berard, Glenn Romero, Roger Duncan, Jerome Fitch, Charles Williams, M. Larry Richard, and Naray Hulin.

NAYS: None.

ABSENT: Barry Verret.

And the Resolution was declared adopted this 24th day of March, 2010.

14749

COUNCIL MEMBERS/PRESIDENT ANNOUNCEMENTS

1. Parish President Ernest Freyou reminded the Council members of the upcoming election on Saturday March 27, 2010 for the renewal of the property millages for the Teche-Vermillion Fresh Water District and for the Fire Protection District No. 1.
2. Mr. Troy Comeaux announced the ground breaking/ribbon cutting ceremony for the Cypremont Point Pavilion to be constructed for the fishing rodeos to be held on Friday at 2:00 p.m.
3. Mr. Bernard E. Broussard questioned whether LA 83 would remain open during the current construction project and was advised that plans include leaving the old bridge in place in order to have the roadway open for traffic.
4. Chairman Jerome Fitch wished all members present a Happy Easter.

ORDINANCES INTRODUCED FOR PUBLICATION:

None.

A motion was made by Mr. Troy Comeaux, seconded by Mr. John Berard, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

/s/ Diane B. Phillips
Clerk of the Council